IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 5th day of May 2004
Criminal Misc. Bail Application No. 396 /2005
Order on bail application of accused

CRIMINAL SIDE

Tasleem S/o Jameel Ahemad
R/o Mohalla Neelkhudana Jawalapur
P.S. Jawalapur
District Haridwar ……Applicant

Versus

State of Uttaranchal ….Opposite Party

Arising out of case crime No. 250/2003
U/s 406, 323, 504, 506 I.P.C.
Police Station Jawalapur
District Haridwar

Hon'ble J.C. S. Rawat, J.

Heard Sri Sanjeev Singh learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. It has been alleged that the applicant alongwith other two co-accused had opened a Committee named as "Friends Membership Group System" and it had 20 members. It was contended that the applicant issued a cheque to the complainant, which was ultimately dishonoured by the Bank. Thereafter, the complaint under the Negotiable Instrument Act was not filed and after a lapse of statutory period provided for the notices for filing the complaint under section 138 Negotiable Instrument Act, the present F.I.R. was lodged. The case is triable by the Magistrate, Considering the contentions, facts and circumstances of the case, it is a fit case for bail.

Let the applicant- accused be released on bail on his executing a personal bond and two sureties each in the like amount to the satisfaction of the Chief Judicial Magistrate, Haridwar.

(J.C.S. Rawat, J.)

Dated 05.5.2005
LSR